

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
ROSE HANSEN, individually, and on behalf of all :  
others similarly situated, :

Plaintiff, :

v. :

Civil Action No.: 08-cv-05320-NRB

WACHOVIA CORPORATION, Wachovia Bank, :  
National Association, John D. Baker, II, James S. :  
Balloun, Robert J. Brown, John T. Casteen, III, :  
Jerry Gritt, Jr. William H. Goodwin, III, Robert :  
A. Ingram, Donald M. James, Mackey J. :  
MacDonald, Joseph Neubauer, Lloyd U. :  
Noland, Timothy D. Proctor, Ernest S. Rady, :  
Van L. Richey, Ruth G. Shaw, Lanty L. Smith, :  
G. Kennedy Thompson, John C. Whitaker, Jr., :  
Dona Davis Young, Management Resources & :  
Compensation Committee Benefits Committee, :  
Benjamin J. Jolley and Does1-100, :

Defendants. :

-----X  
TODD A. WRIGHT, individually, and on behalf of :  
all others similarly situated, :

Plaintiff, :

v. :

Civil Action No.: 08-cv-05324-DC

WACHOVIA CORP., John D. Baker, II, Peter C. :  
Browning, John T Casteen, III, Jerome A. Gitt, Jr., :  
William H. Goodwin, III, Maryellen C. Herringer, :  
Robert A. Ingram, Donald M. James, Mackey J. :  
McDonald, Joseph Neubauer, Timothy D. Proctor, :  
Ernest S. Rady, Van L. Richey, Ruth G. Shaw, :  
Lanty L. Smith, G. Kennedy Thompson, Donna :  
Davis Young, Benjamin J Jolly, Shannon :  
McFayden and John and Jane Does 1-20 :

Defendants. :

-----X

-----X  
DENISE A. TUTTLE, on behalf of herself and  
all others similarly situated,

Plaintiff,

v.

Wachovia Corporation, John D. Baker, II, Peter C.  
Browning, John T. Casteen, III, Jerome A. Gitt,  
William H. Goodwin, JR, Maryellen C. Herringer,  
Robert A. Ingram, Donald M. James, Mackey J.  
McDonald, Joseph Neubauer, Timothy D. Proctor,  
Ernest S. Rady, Van L. Richey, Ruth G. Shaw,  
Lanty L. Smith, G. Kennedy Thompson, Dona  
Davis Young, Benjamin J. Jolley, Shannon  
McFayden, Jane Does 1-40 and John Does 1-40,

Defendants.  
-----X

Civil Action No.: 08-cv-05578-DC

ROBERT M. COMINSKY, Barbara Pegues,  
Sharon Creel and Peter J. Zeman, individually,  
on behalf of the Wachovia Savings Plan, and  
all others similarly situated,

Plaintiffs,

v.

Wachovia Corporation, Wachovia Bank,  
National Association, Wachovia Benefits  
Committee, Benjamin J. Jolley, John Does 1-10,  
Wachovia Board of Directors, John Baker II,  
James Balloun, Robert Brown, Peter Browning,  
John Casteen III, Jerry Gitt, William Goodwin Jr.,  
Maryellen Herringer, Robert Ingram, Donald  
James, Mackey McDonald, Wallace Malone,  
Joseph Neubauer, Lloyd Noland III, Timothy  
Proctor, Ernest Rady, Van Richey, Ruth Shaw,  
Lanty Smith, G. Kennedy Thompson, John  
Whitaker Jr. and Dona Young,

Defendants.  
-----X

Civil Action No.: 08-cv-05990-UA

-----X	
JASON T. WILLARD, on behalf of himself and	:
all others similarly situated,	:
	:
Plaintiff,	:
	:
v.	:
	:
Wachovia Corporation, G. Kennedy Thompson,	:
John D. Baker, III, Peter C. Browning, John T.	:
Casteen, III, Jerome A. Gitt, William H. Goodwin,	:
III, Maryellen C. Herringer, Robert A. Ingram,	:
Donald M. James, Mackey J. McDonald, Joseph	:
Neubauer, Timothy D. Proctor, Ernest S. Rady,	:
Van L. Richey, Ruth G. Shaw, Lanty L. Smith,	:
Dona Davis Young, Thomas J. Wurtz, Benjamin J.	:
Jolley, Wachovia Benefits Committee,	:
Management Resource & Compensation	:
Committee and John Does 1-10	:
	:
Defendants.	:
-----X	

Civil Action No.: 08-cv-06196-UA

**NOTICE OF MOTION AND MOTION FOR CONSOLIDATION OF RELATED  
ACTIONS AND FOR APPOINTMENT OF INTERIM LEAD PLAINTIFFS,  
INTERIM LEAD COUNSEL AND INTERIM LIAISON COUNSEL**

PLEASE TAKE NOTICE THAT Plaintiffs Robert M. Cominsky, Barbara Pegues,  
Sharon Creel and Peter J. Zeman ("Plaintiffs") move for the entry of the [Proposed] Pretrial  
Order No. 1 submitted herewith which:

1. consolidates the above captioned actions;
2. appoints Plaintiffs as Interim Lead Plaintiffs for the Wachovia Savings Plan  
("Plan") and on behalf of a class of participants and beneficiaries of that Plan ("Participants");
3. appoints Izard Nobel LLP ("Izard Nobel") Interim Lead Counsel for the ERISA  
class plaintiffs;
5. appoints Sarraf Gentile LLP ("Sarraf Gentile") as Interim Liaison Counsel for the  
ERISA class plaintiffs.

**WHEREFORE**, for the reasons set forth in the supporting documents filed herewith,  
Plaintiff respectfully requests that this Court grant this motion and enter the [Proposed] Pretrial  
Order No. 1 submitted herewith.

Dated: July 18, 2008

Respectfully submitted:

**SARRAF GENTILE LLP**

By: /s/ Ronen Sarraf  
Ronen Sarraf  
Joseph Gentile  
11 Hanover Square, 2nd Floor  
New York, NY 10005  
Telephone: (212) 868-3610  
Facsimile: (212) 918-7967  
*ronen@sarrafgentile.com*  
*joseph@sarrafgentile.com*

Robert A. IZARD  
**IZARD NOBEL LLP**  
20 Church St., 17th Floor  
Hartford, CT 06103  
Telephone: (860) 493-6293  
Facsimile: (860) 493-6290  
*rizard@izardnobel.com*

Edwin J. Mills  
**STULL STULL & BRODY**  
6 East 45th Street  
New York, NY 10017  
Telephone: (212) 687-7230  
Facsimile: (212) 490-2022  
*emills@ssbny.com*

Major Khan  
**MAJOR KHAN LLC**  
20 Bellevue Street  
Weehawken, NJ 07086  
Telephone: (646) 546-5664  
Facsimile: (646) 546-5755  
*mk@mk-llc.com*

**Attorneys for Robert M. Cominsky,  
Barbara Pegues, Sharon Creel  
and Peter J. Zeman**

**CERTIFICATE OF SERVICE**

I hereby certify that on July 18, 2008: (i) a true and correct copy of the foregoing motion and accompanying papers were electronically filed using the Court's ECF system which will send a notification of such filing to all users of the ECF system; (ii) a true and correct copy of the [Proposed] Pretrial Order No. 1 was emailed to judgments@nysd.uscourts.gov; and, (iii) a true and correct copy of the foregoing motion and accompanying papers were served by U.S. Mail upon the following:

Myron D. Rumeld  
Proskauer Rose LLP  
1585 Broadway  
New York, NY 10036

/s/ Ronen Sarraf